

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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**SPERO HARITATOS,**

*Plaintiff,*

Civil Action No.  
05-CV-930 (DNH/GJD)

-vs-

**HASBRO, INC. and TOYS "R" US LLC,**

*Defendants.*

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**NOTICE OF PLAINTIFF'S MOTION TO STRIKE THE DECLARATIONS  
OF HAMBLEY AND WIGGINS USED AS AN EVIDENTIARY BASIS IN  
CONNECTION WITH DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that upon the accompanying Declaration of Robert E. Purcell, and Memorandum of Law, together with the exhibits thereto, as well as all the pleadings and proceedings heretofore had herein, Plaintiff Spero T. Haritatos will move this Court, at the United States Courthouse, Alexander Pirnie Federal Building, 10 Broad Street, Utica, New York before the Honorable David N. Hurd, on the 27th day of July, 2007, at 10:00 a.m., or as soon thereafter as counsel may be heard, for an Order, striking the Declarations of Jill Hambley and Sean Wiggins, and for such other and further relief as the Court deems just and proper.

**DATED:** June 29, 2007

Respectfully submitted,

By: /s/Robert E. Purcell

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